

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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MILTON SIMON,

Plaintiff,

18 **CIVIL** 12063 (JPC) (SN)

-against-

JUDGMENT

CITY OF NEW YORK DEPARTMENT
OF CORRECTIONS *et al.*,

Defendant.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated August 26, 2022, the Plaintiff's complaint is DISMISSED without prejudice with respect to Defendants "C.O. John Doe (Cline-Post)" and "Doctor Devour of Medical," and the case is closed. The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith, and therefore *in forma pauperis* status is denied for the purpose of an appeal. *Cf. Coppedge v. United States*, 369 U.S. 438, 444-45 (1962) (holding that an appellant demonstrates good faith when he seeks review of a nonfrivolous issue).

DATED: New York, New York

August 31, 2022

RUBY J. KRAJICK

Clerk of Court

BY:



Deputy Clerk